

PTO/SB/21 (08-03)

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|---------------------------------------------------------------------------------------------|------------------------|------------------------|
| <b>TRANSMITTAL<br/>FORM</b><br><br>(to be used for all correspondence after initial filing) | Application Number     | 09/819,104-Conf. #4327 |
|                                                                                             | Filing Date            | March 27, 2001         |
|                                                                                             | First Named Inventor   | J. Don Chen            |
|                                                                                             | Art Unit               | 1646                   |
|                                                                                             | Examiner Name          | Murphy, Joseph F.      |
| Total Number of Pages in This Submission                                                    | Attorney Docket Number | UMY-030                |

| ENCLOSURES (Check all that apply)                                            |                                                                                         |                                                                                            |
|------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------|
| <input type="checkbox"/> Fee Transmittal Form                                | <input type="checkbox"/> Drawing(s)                                                     | <input type="checkbox"/> After Allowance Communication to Group                            |
| <input type="checkbox"/> Fee Attached                                        | <input type="checkbox"/> Licensing-related Papers                                       | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences        |
| <input type="checkbox"/> Amendment/Reply                                     | <input type="checkbox"/> Petition                                                       | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final                                         | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Proprietary Information                                           |
| <input type="checkbox"/> Affidavits/declaration(s)                           | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter                                                     |
| <input type="checkbox"/> Extension of Time Request                           | <input type="checkbox"/> Terminal Disclaimer                                            | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):            |
| <input type="checkbox"/> Express Abandonment Request                         | <input type="checkbox"/> Request for Refund                                             | Response to Notice of Non-Compliant Amendment (2 pages)                                    |
| <input type="checkbox"/> Information Disclosure Statement                    | <input type="checkbox"/> CD, Number of CD(s) _____                                      | Appendix A (3 pages)                                                                       |
| <input type="checkbox"/> Certified Copy of Priority Document(s)              |                                                                                         | Return Mailroom Postcard                                                                   |
| <input type="checkbox"/> Response to Missing Parts/Incomplete Application    |                                                                                         |                                                                                            |
| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 |                                                                                         |                                                                                            |
| Remarks                                                                      |                                                                                         |                                                                                            |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |                                                   |
|--------------------------------------------|---------------------------------------------------|
| Firm or Individual name                    | LAHIVE & COCKFIELD, LLP<br>Peter W. Dini - 52,821 |
| Signature                                  |                                                   |
| Date                                       | September 20, 2004                                |

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 377652681 US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

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Signature: (Peter W. Dini)



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

09-22-04

1646

P-fw

**In re the application of:** J. Don Chen

**Serial No.:** 09/819, 104

**Filed:** March 27, 2001

**For:** *NOVEL NUCLEAR RECEPTOR  
COREPRESSOR MOLECULES AND USES  
THEREFOR*

**Attorney Docket No.:** UMY-030

Group Art Unit: 1646

Examiner: Murphy, Joseph F.

Commissioner for Patents  
P.O. Box 1450  
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**CERTIFICATE OF EXPRESS MAILING**

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I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature

Peter W. Dini, Ph.D.

Please Print Name of Person Signing

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

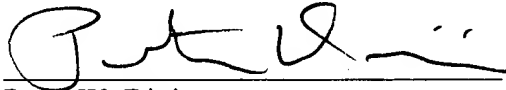
Dear Sir:

Responsive to the Notice of Non-Compliant Amendment dated August 19, 2004,  
Applicants' attorney re-submits herewith an Appendix A listing all claims in the  
application in the proper format under 37 CFR 1.121.

The Commissioner is hereby authorized to charge payment of any fees under 37 CFR §§1.16 and 1.17 during the pendency of this application or credit any overpayment to Deposit Account No. 12-0080.

Please charge any underpayments or credit any overpayments associated with this communication to our Deposit Account No. 12-0080. *A duplicate of this letter is enclosed.*

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Peter W. Dini', written over a horizontal line.

Peter W. Dini  
Registration No. 52,821  
Attorney for Applicants

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Tel. (617) 227-7400

Dated: September 20, 2004